

19-304. PROHIBITED ACTS; PENALTIES.

(A) IMPROPER USE OF REGISTERED CONTAINER.

(1) AFTER THE RECORDATION, A PERSON MAY NOT:

(I) USE A REGISTERED RETURNABLE CONTAINER OF ANOTHER WITH CONTENTS OF A NATURE DIFFERENT FROM THAT DELIVERED; OR

(II) SELL, BUY, RENT, OR OTHERWISE TRAFFIC IN A REGISTERED RETURNABLE TEXTILE OF ANOTHER.

(2) A PERSON WHO VIOLATES THIS SUBSECTION:

(I) IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO:

1. FOR A FIRST VIOLATION, IMPRISONMENT NOT EXCEEDING 1 YEAR OR A FINE NOT EXCEEDING \$50; AND

2. FOR EACH SUBSEQUENT VIOLATION, IMPRISONMENT NOT EXCEEDING 1 YEAR OR A FINE NOT EXCEEDING \$250 OR BOTH; AND

(II) SHALL FORFEIT TO THE RIGHTFUL OWNER POSSESSION OF THE PROPERTY INVOLVED IN THE VIOLATION.

(B) DEFACING IDENTIFICATION.

(1) AFTER THE RECORDATION, A PERSON MAY NOT WILLFULLY DEFACE, REMOVE, CONCEAL, OR DESTROY AN IDENTIFYING NAME, MARK, OR DEVICE ATTACHED, IMPRESSED, OR IMPRINTED ON A RETURNABLE CONTAINER OR RETURNABLE TEXTILE OF ANOTHER.

(2) A PERSON WHO VIOLATES THIS SUBSECTION:

(I) IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO:

1. FOR A FIRST VIOLATION, IMPRISONMENT NOT EXCEEDING 1 YEAR OR A FINE NOT EXCEEDING \$50; AND

2. FOR EACH SUBSEQUENT VIOLATION, IMPRISONMENT NOT EXCEEDING 1 YEAR OR A FINE NOT EXCEEDING \$250 OR BOTH; AND

(II) SHALL FORFEIT TO THE RIGHTFUL OWNER POSSESSION OF THE PROPERTY INVOLVED IN THE VIOLATION.

(C) DAMAGING REGISTERED ITEMS.

(1) AFTER THE RECORDATION, A PERSON MAY NOT WILLFULLY BREAK, DESTROY, OR OTHERWISE INJURE A RETURNABLE CONTAINER OR RETURNABLE TEXTILE OF ANOTHER.

(2) A PERSON WHO VIOLATES THIS SUBSECTION: